

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA**

**JACOB ADAMS,**

**Plaintiff,**

**v.**

**1:06CV00227**

**GE MONEY BANK, Successor in  
Interest to Monogram Credit  
Card Bank Of Georgia,  
ENCORE RECEIVABLE  
MANAGEMENT, INC., CAC CORP.,  
SMITH, DEBNAM, NARRON,  
WYCHE, SAINTSING & MYERS,  
L.L.P., JERRY T. MYERS, Esquire,  
JOHN DOE, JANE DOE, and  
ONE UP,**

**Defendants.**

**O-R-D-E-R**

The Recommendation of the United States Magistrate Judge was filed with the court in accordance with 28 U.S.C. § 636(b) and, on February 6, 2007, was served on the parties in this action. No objections were filed within the time limits prescribed by § 636.

The court hereby adopts the Magistrate Judge's Recommendation.

**IT IS THEREFORE ORDERED** that the motions to dismiss filed by Smith, Debnam, Narron, Wyche, Saintsing & Myers, L.L.P., Jerry T. Myers, John Doe, Jane Doe, and One Up (Pleading No. 8) and GEMB (Pleading No. 13) is **GRANTED. IT IS**

**FURTHER ORDERED** that CAC's motion to dismiss (Pleading No. 18) is **DENIED** solely as to the claim under 15 U.S.C. § 1692g, and **GRANTED** as to all other claims.

**IT IS FURTHER ORDERED** that the Complaint against Defendant Encore Receivable Management Inc., is dismissed pursuant to Federal Rules of Civil Procedure 12(b)(2), (4) and (5).

This the day of June 22, 2007

/s/ N. Carlton Tilley, Jr.  
United States District Judge